



Dkt. 0575-56330-A/JPW/PJP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Judah Z. Weinberger
Serial No. : 09/803,773
Date Filed : March 12, 2001
For : METHOD AND APPARATUS FOR TREATING A DISEASE
PROCESS IN A LUMINAL STRUCTURE

1185 Avenue of the Americas
New York, N.Y. 10036
October 18, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION FOR A THREE-MONTH EXTENSION OF TIME

Applicant hereby request a three-month extension of time for filing a response to the Final Office Action issued on April 19, 2004, in connection with the above-identified application. An Amendment was filed on July 19, 2004, and in response an Advisory Action was issued on August 16, 2004 which stated that the period for responding to the final rejection in the April 19, 2004 Office Action continues to run. Applicant hereby requests a three-month extension of time, from July 19, 2004 to October 19, 2004 for responding to the April 19, 2004 Final Office Action in order to file a Request for Continued Examination.

10/21/2004 JADD01 00000063 09803773

02 FC:2253

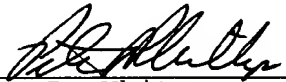
490.00 DP

Application of : Judah Z. Weinberger
Serial No. : 09/803,773
Date Filed : March 12, 2001

The required fee for three-month extension of time is FOUR HUNDRED AND NINETY DOLLARS (\$490.00) for a small entity and a check in this amount is enclosed. Applicant has previously established a small entity status. Accordingly, with a three-month extension of time a response to the April 19, 2004 is now due October 19, 2004.

No fee, other than the \$490.00 for a three-month extension of time and the RCE fee of \$395.00 (totaling \$885.00), is deemed necessary in connection with the filing of this Petition. However, if any additional fee is required, authorization is given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Peter J. Phillips
Registration No. 29,691
Attorneys for Applicant
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
(212) 278-0400